



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10

1200 Sixth Avenue, Suite 900  
Seattle, WA 98101-3140

OFFICE OF  
WATER AND  
WATERSHEDS

**FEB 12 2014**

Reply to Attn of: OWW-130

Mr. Tom Hubbard, Project Manager  
Veolia Water  
10350 SW Arrowhead Creek Lane  
Wilsonville, OR 97070

Re: Application for Renewal of National Pollutant Discharge Elimination System (NPDES) Permit,  
Elwha River Water Treatment Plant, NPDES Permit No. WA0026662

Dear Mr. Hubbard:

Thank you for submitting the renewal application materials for the NPDES permit referenced above. Your application package was postmarked January 28, 2014, and the U.S. Environmental Protection Agency received the package on February 3, 2014. The current permit expires on July 31, 2014. In summary, the EPA has determined your application complete, and the Elwha River Water Treatment Plant's NPDES permit is administratively continued, until the EPA grants or denies your application for a new permit. Details on this matter follow:

Pursuant to 40 CFR §122.21(d), permittees with currently effective permits, "shall submit a new application at least 180 days before the existing permit expires." The EPA received your initial application materials on February 3, 2014, and your application package was postmarked January 28, 2014, within the 180 day deadline before the permit expiration date. Therefore, your application for renewal is timely.

An application to the EPA for an NPDES permit is complete when the EPA receives an application form and any supplemental information which are complete to the Agency's satisfaction under 40 CFR §122.21(e)(1). We have reviewed the application and have determined that it was complete as of January 28, 2014.

The federal regulations at 40 CFR §122.6(a) state:

When EPA is the permit-issuing authority, the conditions of an expired permit continue in force under 5 U.S.C. 558(c) until the effective date of a new permit (40 CFR §124.15) if: (1) The permittee has submitted a timely application (40 CFR §122.21), which is a complete application for a new permit (40 CFR §122.21(e)); and (2) The [EPA], through no fault of the permittee does not issue a new permit with an effective date pursuant to 40 CFR §124.15 on or before the expiration date of the previous permit.

Therefore, your existing permit will remain effective and enforceable until the EPA grants or denies your application for a new permit. See 40 CFR §122.6; 5 U.S.C. 558(c).

Thank you also for the information on the change in the responsible agency for the permit, and for suggestions on the permit effluent limits. As you are probably aware, the latter information is not required to complete the renewal application, but it will be placed in the permit file, and therefore available once a permit writer is assigned to your facility.

Please note that the EPA may request additional information during the development of the draft permit to clarify, modify, or supplement previously submitted material. If you have any questions, please contact Susan Poulsom at (206) 553-6258.

Sincerely,

A handwritten signature in dark ink, appearing to read "Michael J. Lidgard". The signature is fluid and cursive, with a large, stylized "M" and "L".

Michael J. Lidgard, Manager  
NPDES Permits Unit

cc: Ms. Christine S. Lehnertz, Regional Director, U.S. National Park Service, San Francisco